

Message

From: daw, harry [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E20E21F14B4144EFBEE0A8C0C5641B9C-HDAW]
Sent: 9/27/2018 7:35:06 PM
To: Owens, Steve [steve.owens@squirepb.com]
CC: Jamieson, Cheryl [Jamieson.Cheryl@epa.gov]
Subject: RE: Request for Meeting re PCB Notice of Noncompliance
Attachments: WilliamRinaldiletter2.pdf

Steve,

The letter is attached.

From: Owens, Steve [mailto:steve.owens@squirepb.com]
Sent: Thursday, September 27, 2018 12:27 PM
To: daw, harry <daw.harry@epa.gov>
Cc: Jamieson, Cheryl <Jamieson.Cheryl@epa.gov>
Subject: RE: Request for Meeting re PCB Notice of Noncompliance

Thanks, Harry.

We may still want to have a meeting with you (and anyone else appropriate at Region 3), and I will get back to you about that.

In the meantime, could you please email me a copy of the letter to Hazelton Creek Properties that John Armstead has signed?

Best,

Steve

From: daw, harry <daw.harry@epa.gov>
Sent: Wednesday, September 26, 2018 6:24 AM
To: Owens, Steve <steve.owens@squirepb.com>
Cc: Jamieson, Cheryl <Jamieson.Cheryl@epa.gov>
Subject: RE: Request for Meeting re PCB Notice of Noncompliance

Steve,

The Region has prepared draft correspondence which will be sent to Hazelton that essentially closes out the NON, and states that any future use of PCB-containing materials with concentrations at or above 2 ppm will be considered to be violations of TSCA. No corrective action is necessary by Hazelton at this time. However, EPA is also recommending that a certified deed restriction and land-use covenants be applied to the actual property deed to ensure that future purchasers and/or tenants are aware that PCB-containing materials have been used at the site.

John Armstead, will likely sign the letter today. Hazelton should receive it later this week. Rather than moving forward with scheduling a meeting, I suggest that you wait to receive this letter and then determine whether a meeting is still necessary.

HTD

From: Owens, Steve [mailto:steve.owens@squirepb.com]
Sent: Tuesday, September 25, 2018 5:42 PM
To: daw, harry <daw.harry@epa.gov>
Subject: RE: Request for Meeting re PCB Notice of Noncompliance

Thanks so much, Harry.

I figured you were most likely out of pocket.

Best,

Steve

From: daw, harry <daw.harry@epa.gov>
Sent: Tuesday, September 25, 2018 2:37 PM
To: Owens, Steve <steve.owens@squirepb.com>
Subject: RE: Request for Meeting re PCB Notice of Noncompliance

Hi Steve,

I didn't forget. This is my first day back since last Thursday. I'm waiting for John Armstead to get back to me with something. I hope to get back to you tomorrow with more information.

Take care,

From: Owens, Steve [mailto:steve.owens@squirepb.com]
Sent: Tuesday, September 25, 2018 5:27 PM
To: daw, harry <daw.harry@epa.gov>
Subject: Request for Meeting re PCB Notice of Noncompliance
Importance: High

Hi Harry:

I am following up on my note below, in case you have not had a chance to see it.

Are you available to meet sometime soon?

I hope things are good with you.

Best,

Steve

From: Owens, Steve
Sent: Friday, September 21, 2018 9:43 AM
To: 'daw.harry@epa.gov' <daw.harry@epa.gov>
Subject: Request for Meeting re PCB Notice of Noncompliance

Hi Harry:

I hope you are doing well and that your summer was good.

My firm represents Hazelton Creek Properties, LLC (HCP) and its parent, Tunnel Hill Partners, LP (THP). I am writing on behalf of HCP (and THP) to request a meeting with you regarding the Notice of Noncompliance dated April 24, 2018, issued by Region 3 to HCP, which alleged certain violations of the Toxic Substances Control Act (TSCA) relating to PCBs. HCP (and THP) also wish to discuss various issues regarding the Pennsylvania Department of Environmental Protection's (PADEP) Management of Fill policy and changes that are being considered to that policy relating to PCBs.

For your reference, I am attaching a copy of the Notice of Noncompliance, along with HCP's June 8, 2018, supplemental response to the Notice.

HCP (and THP) would like to meet with you sometime during the next two weeks if at all possible (i.e., the week of September 24 or the week of October 1). If you are agreeable to a meeting, could you please send me a few dates/times on which you would be available? Based on your availability, I will work with the schedules on our end to ensure that the appropriate people from HCP and THP can attend.

Thanks so much.

Best,

Steve



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